APR 0 4 2008

Attorney Docket No. 0104632-991110

OFFICE OF PETITIONS

**PATENT** 

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Jason John Rutherglen et al.

Confirmation No.:

1520

Serial No.:

09/872,502

Group Art Unit:

2136

Filed:

June 1, 2001

Examiner:

Baum, Ronald

For:

SECURE DATA ACCESSING SYSTEM AND METHOD

### Mail Stop RCE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §§1.97 and 1.98.

- [X] Pursuant to 37 C.F.R. §1.98, a copy of each non-US patent document cited in the attached Form PTO/SB/08 is enclosed.
- [] No copies of the publications listed on the attached Form PTO/SB/08 are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. \_\_\_\_ to which the above-identified application claims priority under 35 U.S.C. §120.
- [] No copies of any U.S. patents or U.S. patent application publications listed on the attached Form PTO/SB/08 are being provided pursuant to 37 C.F.R. §1.98.
- Publication(s) \_\_\_\_ listed on the attached Form PTO/SB/08 were cited in a foreign search or examination report corresponding to \_\_\_\_ application serial no. \_\_\_ and mailed on \_\_\_.
- [] Enclosed is a copy of a non-English publication(s) \_\_\_\_. Pursuant to §609 of the M.P.E.P., Applicant submits the attached foreign search or examination report, which cites such non-English language publication(s).
- [] Enclosed is a copy of a non-English publication(s) \_\_\_. English language publication \_\_\_\_ (copy enclosed) claims priority from this non-English publication.

Attorney Docket No. 0104632-991110

				Serial No. 09/872,502 Page 2
	Enclo Engli	osed is an explanatio sh translation is not	n of non-Engli available.	sh publication(s) for which an
0	Enclo in the	osed is an English tra attached Form PTO	anslation of no	n-English publication(s)cited
[]	Enclo	osed is a copy of pen	ding patent App	plication Serial No
This time periods:	Informa	ation Disclosure Stat	tement is filed	within any one of the following
	[]	within three month other than a CPA u	ns from the filir ander 37 C.F.R	ng date of this national application . § 1.53(d);
		within three month set forth in 37 C.F.	ns from the dat R. §1.491 in th	e of entry of the national stage as is international application;
	[]	before the mailing	date of a first o	office action on the merits; or
•	[X]	before the mailing request for continu	g of a first of ed examinatior	fice action after the filing of a under 37 C.F.R. § 1.114.
It is	respec			iner consider the above-noted
				ached Form PTO/SB/08 to the
undersigned.		•	٠	
Dated: Apr	14	.008		Respectfully submitted,
COOLEY GOD ATTN: Paten 777 6 <sup>th</sup> Street	t Group NW, Si	uite 1100		Cooley Godward Kronish llp
Washington,	DC 200	001	•	
Tel: (703) 456	5-8000		By:	

359452 v1/RE

Tel: (703) 456-8000

Fax: (202) 842-7899

C. Scott Talbot

34,262

Reg. No.

APR 0 4 2008

Please type a plus sign (+) inside this box →

# **OFFICE OF PETITIONS**

PTO/SB/08A (07-05) Approved for use through 07/31/2006. OMB 0651-0031

stitute for form 1449A/PTO		Complete if Known
FORMA MICAL DISCUS COMME	Application Number	09/872,502
	Filing Date	June 1, 2001
ATEMENT BY APPLICANT	First Named Inventor	Jason John Rutherglen
(uso sa manus basta as as a	Group Art Unit	2136
(use as many sneets as necessary)	Examiner Name	Baum, Ronald
1 of 2	Attorney Docket Number	0104632-991110
	FORMATION DISCLOSURE ATEMENT BY APPLICANT (use as many sheets as necessary)	FORMATION DISCLOSURE ATEMENT BY APPLICANT (use as many sheets as necessary)  Application Number Filing Date First Named Inventor Group Art Unit Examiner Name

		<del></del>	U.S. PATE	NT DOCUMENTS	
	G::	Document Number  Number-Kind Code <sup>2</sup> (ff	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevan
Examiner Initials*	Cite No.	known)	MM-DD-YYYY	Cited Document	Passages or Relevant Figures Appear
		US-			
		US-			
		US-		<del></del>	<del></del>
		US-			
		US-			
		US-			
·		US-			
		US-			
<del> </del>		US-			
		US-			· · · · · · · · · · · · · · · · · · ·
		US-			
		US-	<del></del>		
		US-			
<u> </u>		US-			
		US-			<u> </u>
		US-			
		US-			
		US-			
		US-	<del></del>		
		US-			
		US-			
		US-		·-	
		US-			

	· · · · · · · · · · · · · · · · · · ·
Examiner	
	Date
Signature	Considered
*EVAMPIED. 1 11 110	Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Unique citation designation number (optional). See attached Kinds of U.S. Patent Documents. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Please type a plus sign (+) inside this box ->

APR 0 4 2008

OFFICE OF PETITION proved for use through 07/31/2006. OMB 0651-0031 PTO/SB/08A (07-05)

Substitute for form 1449A/PTO			Complete if Known
		Application Number	09/872,502
	FORMATION DISCLOSURE	Filing Date	June 1; 2001
STATEMENT BY APPLICANT		First Named Inventor	Jason John Rutherglen
	(use as many shoots as assessed	Group Art Unit	2136
		Examiner Name	Baum, Ronald
Sheet 2 of 2		Attorney Docket Number	0104632-991110
Sheet	(use as many sheets as necessary)  2 of 2	First Named Inventor Group Art Unit Examiner Name	Jason John Rutherglen 2136 Baum, Ronald

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T2
	<del> </del>					
				· · · · · · · · · · · · · · · · · · ·		ļ
	<del> </del>					
			<del></del>			

		OTHER - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country			
	C1	FAQ - Security", Last updated: August 20, 1998; IDS Software FAQ-Security,  tp://web.archive.org/web/19991127140509/www.idssoftware.com/faq-s.html, pgs. 1-2.			
	C2	"What is IDS Server", Last updated: June 18, 1998, IDS Software  http://web.archive.org/web/20000619165218/http://www.idssoftware.com/idsserver.html, pgs. 1-2.	<del></del>		
	C4	2021g/mg/s w w w.ussunware.com/usserver.ntmi, pgs. 1-2.			
	C5				
	C6				
	C7				
	C8				
	C9				
	CIO				
	CH				
Examiner Signature		Date Considered			

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Unique citation designation number (optional). 'See attached Kinds of U.S. Patent Documents. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 'Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## Attorney Docket No. 0104632-991110

**PATENT** 

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Jason John Rutherglen et al.

Confirmation No.:

1520

Serial No.:

09/872,502

Group Art Unit:

2136

Filed:

June 1, 2001

Examiner:

Baum, Ronald

For:

SECURE DATA ACCESSING SYSTEM AND METHOD

Mail Stop RCE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX RECEIVED

APR 0 4 2008

OFFICE OF PETITIONS INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §§1.97 and 1.98.

- [X] Pursuant to 37 C.F.R. §1.98, a copy of each non-US patent document cited in the attached Form PTO/SB/08 is enclosed.
- No copies of the publications listed on the attached Form PTO/SB/08 are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. \_\_\_\_ to which the above-identified application claims priority under 35 U.S.C. §120.
- [] No copies of any U.S. patents or U.S. patent application publications listed on the attached Form PTO/SB/08 are being provided pursuant to 37 C.F.R. §1.98.
- Publication(s) \_\_\_\_ listed on the attached Form PTO/SB/08 were cited in a foreign search or examination report corresponding to \_\_\_\_\_ application serial no. \_\_\_ and mailed on \_\_\_.
- [] Enclosed is a copy of a non-English publication(s) \_\_\_\_. Pursuant to §609 of the M.P.E.P., Applicant submits the attached foreign search or examination report, which cites such non-English language publication(s).
- [] Enclosed is a copy of a non-English publication(s) \_\_\_. English language publication \_\_\_\_ (copy enclosed) claims priority from this non-English publication.

Attorney Docket No. 0104632-991110 Serial No. 09/872,502 Page 2

•				
0	Enclose English	ed is an explanation on translation is not ava	of non-English ailable.	publication(s) for which an
ם	Enclosed is an English translation of non-English publication(s)cited in the attached Form PTO/SB/08.			
O	Enclose	ed is a copy of pendin	ng patent Appli	ication Serial No
This I time periods:	informati	ion Disclosure Staten	nent is filed v	vithin any one of the following
		within three months other than a CPA und	from the filing der 37 C.F.R.	date of this national application § 1.53(d);
		within three months set forth in 37 C.F.R	from the date §1.491 in thi	of entry of the national stage as s international application;
	[]	before the mailing d	ate of a first of	ffice action on the merits; or
	[X]	before the mailing request for continue	of a first off d examination	ice action after the filing of a under 37 C.F.R. § 1.114.
It is	respect	tfully requested that	it the Exami	ner consider the above-noted
				ached Form PTO/SB/08 to the
undersigned.			,	
Dated: A	rol 4	,008		Respectfully submitted, COOLEY GODWARD KRONISH LLP
		Kronish LLP		
ATTN: Pate	nt Group	) wita 1100		
777 6 <sup>th</sup> Stree Washington				
W domination	, 20 20		Ву:	
Tel: (703) 4:		• .	<i>D</i> <sub>3</sub> .	C. Scott Talbot
Fax: (202) 8	42-7899	•		Reg. No. 34,262 V

Please type a plus sign (+) inside this box -

APR 0 4 2008

OFFICE OF PETITIONSpproved for use through 07/31/2006. PTO/SB/08A (07-05) OMB 0651-0031

Sul	bstitute for form 1449A/PTO		Complete if Known	
		Application Number	09/872,502	
INFORMATION DISCLOSURE		Filing Date	June 1, 2001	
S	TATEMENT BY APPLICANT	First Named Inventor	Jason John Rutherglen	
l -		Group Art Unit	2136	
(use as many sheets as necessary)		Examiner Name	Baum, Ronald	
Sheet	1 of 2	Attorney Docket Number	0104632-991110	

U.S. PATENT DOCUMENTS						
		Document Number	Publication Date	Name of Patentee or Applicant of	Pages, Columns, Lines, Where Relevant	
Examiner Initials*	Cite No.	Number-Kind Code <sup>2</sup> (if known)	MM-DD-YYYY	Cited Document	Passages or Relevant Figures Appear	
· · · · · · · · · · · · · · · · · · ·		US-				
		US-				
		US-				
		US-				
		US-		•		
		US-		•		
		US-				
	1	US-				
	1	US-				
		US-				
	<b>1</b>	US-				
		US-				
		US-				
		US-				
	1	US-				
	<del>                                     </del>	US-		-	·	
		US-				
		US-				
		US-				
		US-				
	<del> </del>	US-	-			
	1	US-				
	<del>                                     </del>	US-				
	<del> </del>	US-	·			
	1	US-				
	<del>                                     </del>	US-	† · · ·			
	<del>                                     </del>	US-				
	+	US-	<u> </u>	<u> </u>		
	<del> </del>	US-				
	1	US-		<b>†</b>	· ·	
	<del>                                     </del>	US-	1	<del></del>		
<del></del>	<del>                                     </del>	US-	<del> </del>	<del> </del>		
	1	US-	1			
	+	US-	<del></del>	<del>                                     </del>	<b>†</b>	
	+	US-	<del>                                     </del>	<del> </del>	<del>                                     </del>	
	<del>                                     </del>	US-	<del>                                     </del>	<del> </del>	<u> </u>	
	<del> </del>	US-	<del> </del>	<del> </del>	†	
	+	US-		<del> </del>	<del></del>	

_			
Г	Examiner	Date	
	Signature	Considered	
в_	O'BITHUM -		

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Unique citation designation number (optional). 'See attached Kinds of U.S. Patent Documents. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Please type a plus sign (+) inside this box -

APR 0 4 2008

PTO/SB/08A (07-05)

OFFICE OF PETITIONS Approved for use through 07/31/2006. OMB 0651-0031

· s	substitute for form 1449A/PTO		Complete if Known
		Application Number	09/872,502
1	NFORMATION DISCLOSURE	Filing Date	June 1, 2001
؛ ا	STATEMENT BY APPLICANT	First Named Inventor	Jason John Rutherglen
		Group Art Unit	2136
(use as many sheets as necessary)		Examiner Name	Baum, Ronald
Sheet	2 of 2	Attorney Docket Number	0104632-991110

,	FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T²		
	L							
	<u> </u>	I						

		OTHER – NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*						
	CI	"FAQ – Security", Last updated: August 20, 1998; IDS Software FAQ-Security, <a href="http://web.archive.org/web/19991127140509/www.idssoftware.com/faq-s.html">http://web.archive.org/web/19991127140509/www.idssoftware.com/faq-s.html</a> , pgs. 1-2.  "What is IDS Server", Last updated: June 18, 1998, IDS Software <a href="http://web.archive.org/web/20000619165218/http://www.idssoftware.com/idsserver.html">http://web.archive.org/web/20000619165218/http://www.idssoftware.com/idsserver.html</a> , pgs. 1-2.				
	C2					
	C4					
	C5					
	C6					
	C7					
	C8					
	C9					
	C10					
	C11					
Examiner Signature		Date Considered				

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*Unique citation designation number (optional). \*See attached Kinds of U.S. Patent Documents. \*Inter Office that issued the document, by the two-letter code (WIPO Standard ST.3). \*For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. \*Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. \*Applicant is to place

serial number of the patent document. "Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. "Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

2.